

**SUPREME COURT MINUTES
WEDNESDAY, FEBRUARY 28, 2007
SAN FRANCISCO, CALIFORNIA**

S123832 C043716 Third Appellate District

**AGUA CALIENTE BAND OF
CAHUILLA INDIANS v. S.C.
(F.P.P.C.)**

Rehearing denied. Issuance of the remittitur in the above-entitled cause is stayed to permit petitioner to file a petition for writ of certiorari with the Supreme Court of the United States. Upon the filing of that petition, the issuance of the remittitur is further stayed until final determination of the certiorari proceeding. If a petition for writ of certiorari is not filed within the time prescribed, the stay will terminate when the time for filing the petition has expired.

Kennard, Werdegar, and Moreno, JJ., are of the opinion the petition should be granted.

S148949 E039518 Fourth Appellate District, Div. 2

PEOPLE v. ALLEN (TONY LEE)

Petition for review granted (criminal case)

Votes: George, C. J., Kennard, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149499 B182437 Second Appellate District, Div. 7

**HERNANDEZ (BONNIE) v. CITY
OF POMONA**

Petition for review granted (civil case)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S148484 B188514 Second Appellate District, Div. 1

PEOPLE v. T. (MANUEL)

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149173 A112724 First Appellate District, Div. 4**SHEVCHUK (JOHN) v. W.C.A.B.
(UNITED AIRLINES)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *Welcher v. W.C.A.B.*, S147030 and *Brodie v. W.C.A.B.*, S146979 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149597 H029738 Sixth Appellate District**PEOPLE v. NELSON (CHARLES)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Crandell*, S134883 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149601 B186146 Second Appellate District, Div. 2**PEOPLE v. MYLES (MICHAEL
LAMONT)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149615 F048350 Fifth Appellate District**PEOPLE v. VELASCO (JUAN
CARLOS SANTIAGO)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149618 C047136 Third Appellate District **PEOPLE v. MARKLAND (DAVID LEE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149657 A114474 First Appellate District, Div. 4 **PEOPLE v. MYERS (ROBERT TODD)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149670 B185652 Second Appellate District, Div. 4 **PEOPLE v. GREEN (GARY)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149696 H029635 Sixth Appellate District **PEOPLE v. HULTON (EDWARD GILFILIAN)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149722 B175562 Second Appellate District, Div. 8 **PEOPLE v. AKINS (TRAVIS ANTHONY)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149729 A109989 First Appellate District, Div. 2 **PEOPLE v. WASHINGTON (DANTE YMAINE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149883 B190547 Second Appellate District, Div. 5 **KONIG (RON) v. U-HAUL COMPANY OF CALIFORNIA**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *Gentry v. Superior Court*, S141502 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S148932 F050131 Fifth Appellate District **BAKKEN (CHRISTOPHER DUANE) ON H.C.**

Review granted; transferred to CA 5 to issue OSC

Request for judicial notice granted. Petition for review granted. The matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its December 7, 2006, order denying the petition for writ of habeas corpus and to issue an order to show cause, returnable before the Kings County Superior Court. The Director of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is ordered on calendar, why petitioner is not entitled to relief based on ineffective assistance of trial counsel. The return is to be filed on or before March 29, 2007.

Votes: George, C. J., Kennard, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149067 B195434 Second Appellate District, Div. 6 **MARIAN (TEODOR) v. S.C. (PEOPLE)**

Review granted; transferred to CA 2/6 to issue alt. writ.

Petition for review granted. The cause is transferred to the Court of Appeal for the Second District, Division Six, with directions to issue an alternative writ directing the respondent superior court to file petitioner's petition for writ of habeas corpus or to show cause when the matter is ordered on calendar why it should not be filed. (*In re Bittaker* (1997) 55 Cal.App.4th 1004.)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149093 F048578 Fifth Appellate District **TEDESCHI (MARK) ON H.C.**

Review granted; transferred to CA 5 to issue OSC

Petition for review granted. The matter is transferred to the Court of Appeal, Fifth Appellate District. That court is ordered to vacate its summary denial dated December 22, 2006, and is ordered to issue an order to show cause, returnable before that court. The Director of the Department of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why petitioner is not entitled to relief based on juror misconduct for (1) considering an extrajudicial definition of "malice," and (2) discussing whether petitioner had been previously tried, and whether retrial was barred if the jury failed to reach a verdict, as petitioner contended in grounds A and B (pp. 4-9) of the petition for writ of habeas corpus filed in the Court of Appeal on August 9, 2005. The return is to be filed on or before March 29, 2007.

Baxter, J., was recused and did not participate.

Votes: George, C. J., Kennard, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S129187 G031197 Fourth Appellate District, Div. 3 **ADAMS (LORE) v. LEWIS (WENDY)**

Dismissed and remanded to CA 4/3

In light of the decision in *Priebe v. Nelson* (2006) 39 Cal.4th 1112 (*Priebe*), review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S148303 B184441 Second Appellate District, Div. 4 **PEOPLE v. LAM (KHOANH A.)**
Petitions for review denied.

S148466 D046545 Fourth Appellate District, Div. 1 **PEOPLE v. PENDER (ANTHONY M.)**

Petitions for review denied.

S148468	A111915 First Appellate District, Div. 1 Petition for review denied.	PEOPLE v. NAVARRO (OSCAR)
S148510	F048442/F048590 Fifth Appellate District Petition for review denied.	PEOPLE v. PEYRON (AUDIE RAY)
S148567	B186585 Second Appellate District, Div. 7 Petition for review denied.	PEOPLE v. O'BANNON (PIERRE)
S148751	B182072 Second Appellate District, Div. 1 Petition for review & publication request denied.	BERGER (STEPHEN W.) v. DOBIAS (PETER)
S148755	C054221 Third Appellate District Petition for review denied. Kennard and Moreno, JJ., are of the opinion the petition should be granted.	VALDIVIA, SR. (NOEL) ON H.C.
S148795	B185754 Second Appellate District, Div. 2 Petition for review denied.	PEOPLE v. GILLIAM (KENNETH RUBEN)
S148828	C050080 Third Appellate District Petition for review denied.	PEOPLE v. SANDOVAL (ISAAC)
S148832	B194216 Second Appellate District, Div. 6 Petition for review denied.	AREVALO (JUAN) ON H.C.
S148840	E041758 Fourth Appellate District, Div. 2 Petition for review denied.	CHILDCARE AMERICA, INC. v. S.C. TAYLOR)

S148847 G035426 Fourth Appellate District, Div. 3

Petition for review denied.

**PEOPLE v. ZAMORANO
(NEFTALY)**

S148866 B190560 Second Appellate District, Div. 8

Petition for review denied.

Kennard, Werdegarr, and Chin, JJ., are of the opinion the petition should be granted.

**PEOPLE v. TOWNES (MELVIN
DOUGLAS)**

S148916 G036766 Fourth Appellate District, Div. 3

Petition for review denied.

**PEOPLE v. ALVARADO
(HUMBERTO ALEJANDRO)**

S148920 A115769 First Appellate District, Div. 3

Petition for review denied.

**GRAY (COREY) v. COUNTY OF
MENDOCINO**

S148922 E041780 Fourth Appellate District, Div. 2

Petition for review denied.

**LOCKHEED MARTIN
CORPORATION v. S.C.
(BRADFORD)**

S148964 F051670 Fifth Appellate District

Petition for review denied.

Baxter, J., was recused and did not participate.

EVINS (GLYNNON) ON H.C.

S148976 H028910 Sixth Appellate District

Petition for review denied.

**PEOPLE v. WILSON (GRANT
FREDERICK)**

S148978 F047544 Fifth Appellate District

Petition for review denied.

**PEOPLE v. RAMIREZ
(ALEJANDRO)**

S148996 B160832/B1157762 Second Appellate District, Div. 7 **MARJANIAN (KHACHIK) ON H.C.**

Petition for review denied.

Moreno, J., was recused and did not participate.

S149001 B185653 Second Appellate District, Div. 1 **PEOPLE v. RICHARDSON (ADRIAN)**

Petition for review denied.

S149006 E039252 Fourth Appellate District, Div. 2 **PEOPLE v. BARROW (JOHN FITZGERALD)**

Petition for review denied.

S149015 B195086 Second Appellate District, Div. 5 **RICO (ALONZO) v. APPELLATE DIVISION (PEOPLE)**

Petition for review denied.

S149016 B183236 Second Appellate District, Div. 7 **PEOPLE v. BARRIOS (CARLOS RAMIREZ)**

Petition for review denied.

S149045 F047517 Fifth Appellate District **PEOPLE v. HUERTA (MIGUEL ANGEL)**

Petition for review denied.

S149060 B188136 Second Appellate District, Div. 3 **PEOPLE v. SIFUENTES (MARIA LUISA)**

Petition for review denied.

S149083 A111868 First Appellate District, Div. 1 **PEOPLE v. PATTERSON II (TREVOR JAMES)**

Petition for review denied.

S149086 F047543 Fifth Appellate District
(SAMUEL)
Petition for review denied.

PEOPLE v. VASQUEZ

S149089 B183782 Second Appellate District, Div. 6
Petition for review denied.

PEOPLE v. SUDDUTH (LONZO)

S149163 H029819 Sixth Appellate District

Petition for review denied.

**PEOPLE v. TRONCOSO
(JOHNNY HENRY)**

S149165 A112095/A111966 First Appellate District, Div. 1
Petition for review denied.

HA (HUNG) v. ROSS (ANDREW)

S149206 B187930 Second Appellate District, Div. 5
Petition for review denied.

PEOPLE v. LARA (ERIC)

S149260 F048998 Fifth Appellate District
Petition for review denied.

PEOPLE v. SILER (KARI ANN)

S149300 B195159 Second Appellate District, Div. 8
Petition for review denied.

UHURU (DIALLO E.) ON H.C.

S149301 D047797 Fourth Appellate District, Div. 1

Petition for review denied.

**BISSELL (MELLA-DEE), IN RE
MARRIAGE OF**

S149306 E037258 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. ARRANT (MELVIN)

S149350 E038246 Fourth Appellate District, Div. 2

Petition for review denied.

**PEOPLE v. RIVALI (RICHARD
ANDREW)**

S149388 A113046 First Appellate District, Div. 3
Petition for review denied.

DINO (JOE)v. PELAYO (JESS)

S149419 D047857 Fourth Appellate District, Div. 1
Petition for review & depublication request denied.

**THE OAKS MANAGEMENT
CORPORATION v. S.C. (AYYAD)**

S149484 C054271 Third Appellate District
Petition for review denied.

**WALLACE (JACK) v.
CALAVERAS COUNTY BOARD
OF SUPERVISORS**

S149512 H028993 Sixth Appellate District
Petition for review denied.
Chin, J., was recused and did not participate.

**DELFINO (MICHAELANGELO)
v. AGILENT TECHNOLOGIES,
INC.**

S149527

Petition for writ of mandate/prohibition denied.

**CALIFORNIANS ENERGY
COMMIMSSION/CALIFORNIANS
FOR RENEWABLE
ENERGY/(SARVEY) ROBERT v.
BAY AREA AIR QUALITY
MANAGEMENT DISTRICT (CITY
AND COUNTY OF SAN
FRANCISCO)**

S149579 H029408 Sixth Appellate District
Petition for review denied.

**PEOPLE v. KLEIN (MATTHEW
STEPHEN)**

S149586 B193954 Second Appellate District, Div. 2

Petition for review denied.

**CAMPBELL (MAGGIE) v.
SYLMAR NEIGHBORHOOD
COUNCIL**

S149590 A110073 First Appellate District, Div. 2

Petition for review denied.

**QUARLES (GERONIA) v.
ADVOCATE MINES LIMITED**

S149593 F049524 First Appellate District, Div. 5

Petition for review denied.

Baxter, J., was recused and did not participate.

PEOPLE v. BANKS (MICHAEL)

S149605 C054573 Third Appellate District

Petition for review denied.

**MIALE (MARTIN ROSS) ON
H.C.**

S149606 B191575 Second Appellate District, Div. 7

Petition for review denied.

S. (RICHARD), IN RE

S149612 E039539 Fourth Appellate District, Div. 2

Petition for review denied.

**PEOPLE v. PARKS (EDWARD
LEE)**

S149614 C052062 Third Appellate District

Petition for review denied.

**PEOPLE v. MITCHELL (KIRK
CADELL)**

S149627 C042274 Third Appellate District

Petition for review denied.

**PEOPLE v. JOHNSON (TRACY
ANTHONY)**

S149629 G038045 Fourth Appellate District, Div. 3

Petition for review denied.

**PARRENO (FELIX) v. S.C.
(PEOPLE)**

S149632 A111460 First Appellate District, Div. 2

Petition for review denied.
Motion to supplement the petition for review is granted.

**PEOPLE v. CRAWFORD
(VICTOR RAY)**

S149640 H028779 Sixth Appellate District

Petition for review denied.

**PEOPLE v. GALLEGOS
(RAYMOND)**

S149646 B174951 Second Appellate District, Div. 6

Petition for review denied.

**RUPP (STUART) v.
BUENAVENTURA MEDICAL
GROUP, INC.**

S149649 H029952 Sixth Appellate District

Petition for review denied.

**NGHIEM (PETER P.) v. FUJITSU
MICROELECTRONICS, INC.**

S149651 A112568 First Appellate District, Div. 4

Petition for review denied.

**BAKER (JOEL) v. OAKLAND
UNIFIED SCHOOL DISTRICT**

S149667 E041386 Fourth Appellate District, Div. 2

Petition for review denied.

**S. (TERRANCE) v. S.C.
(DEPARTMENT OF
CHILDREN'S SERVICES)**

S149677 F048416 Fifth Appellate District

Petition for review denied.

PEOPLE v. GAMBLE (KIM L.)

S149678 C051353 Third Appellate District

Petition for review denied.

**PEOPLE v. JOHNSON
(MCKINLEY)**

S149680 A116114 First Appellate District, Div. 4

Petition for review denied.

**RICE (NOVELLA F.) v. S.C.
(KEES)**

S149681 F052003 Fifth Appellate District

Stay dissolved; petition denied. The stay of proceedings in *People v. Daniel Lorenz*, Kern County Superior Court No. BF116084A, issued on January 26, 2007, is hereby dissolved.

**LORENZ (DANIEL PHILLIP) v.
S.C. (PEOPLE)**

S149684 D047899 Fourth Appellate District, Div. 1

Petition for review denied.

**PEOPLE v. MURRAY
(BRADFORD EDWARD)**

S149685 H029024 Sixth Appellate District

Petition for review denied.

**PEOPLE v. WALLACE
(KENNETH DALE)**

S149690 C054416 Third Appellate District

Petition for review denied.

**PINEDA, JR. (CHARLES
DANIEL) v. THIRD DISTRICT
COURT OF APPEAL**

S149691 B183561 Second Appellate District, Div. 2

Petition for review denied.

**PEOPLE v. LANDEROS
(FAUSTINO)**

S149692 E042108 Fourth Appellate District, Div. 2

Petition for review denied.

**JOHNSON (LARRY) v. S.C.
(PEOPLE)**

S149693 E039959 Fourth Appellate District, Div. 2

Petition for review denied.

PEOPLE v. FAULK (MARCUS ANDREW)

S149695 C049132 Third Appellate District

Petition for review denied.

PEOPLE v. BELL (KENNETH MICHAEL)

S149699 B189452 Second Appellate District, Div. 4

Petition for review denied.

PEOPLE v. SIMPSON (LAURINCE O.)

S149706 D047433 Fourth Appellate District, Div. 1

Petition for review denied.

MIMS (PHILLIP A.) v. SAN DIEGO COUNTY EMPLOYEES RETIREMENT ASSN.

S149710 B188605 Second Appellate District, Div. 5

Petition for review denied.

PEOPLE v. ORTIZ (MARVIN RICARDO)

S149715 E039416 Fourth Appellate District, Div. 2

Petition for review denied.

PEOPLE v. LUTE (CHRISTOPHER ROBERT)

S149716 B188917 Second Appellate District, Div. 6

Petition for review denied.

PEOPLE v. GOFF (WILLIAM FRANKLIN)

S149718 C051309 Third Appellate District

Petition for review denied.

Kennard, J., is of the opinion the petition should be granted.

PEOPLE v. ARMSTRONG (HAROLD LEONARD)

S149726	G036258 Fourth Appellate District, Div. 3	PEOPLE v. PLUMB (ALLEN GEORGE)
Petition for review denied.		
S149727	G036040 Fourth Appellate District, Div. 3	PEOPLE v. ESQUIVEL (MARCO ANTONIO)
Petition for review denied.		
S149733	F048059 Fifth Appellate District	PEOPLE v. GARIBAY (EFREN FREDDY)
Petition for review denied.		
S149735	G035830 Fourth Appellate District, Div. 3	PEOPLE v. VALOT (JUDY DIANE)
Petition for review denied.		
S149736	B187554 Second Appellate District, Div. 3	PEOPLE v. BAYACAL (LEONARDO)
Petition for review denied.		
S149738	G036351 Fourth Appellate District, Div. 3	PEOPLE v. NGUYEN (HA VAN)
Petition for review denied.		
S149832	D049342 Fourth Appellate District, Div. 1	MAYWEATHERS (KARLUK) v. HICKMAN (RODERICK)
Petition for review denied.		
S149878	B191855 Second Appellate District, Div. 4	PEOPLE v. SMITH (RANDY)
Petition for review denied.		
S149891	G035707 Fourth Appellate District, Div. 3	PEOPLE v. COLUNGA (JOHN MICHAEL)
Petition for review denied.		

S149932 B189706 Second Appellate District, Div. 4
Petition for review denied.

A. (JOSEPH), IN RE

S149971 B189817 Second Appellate District, Div. 7
Petition for review denied.

**SANCHO (ALFREDO MASIS) v.
RAMIREZ (KATHY)**

S150100 A116031 First Appellate District, Div. 5
Petition for review denied.

**FUERY (JOHN) v. FUERY
(VICTORIA LEE)**

S150151 A116661 First Appellate District, Div. 5
Petition for review and application for stay denied.

**DEMOLLE (ALEX) v. S.C.
(PEOPLE)**

S150462 B196643 Second Appellate District, Div. 4
Petition for review and application for stay denied.

PEOPLE v. R. (EMERALD)

S145145 **MCNEELY (DOCK) ON H.C.**
Petition for writ of habeas corpus denied. (See *In re Wessley W.* (1981) 125 Cal.App 3d 246-247.)

S145146 **JOHNSON (RODNEY NEAL) ON
H.C.**
Petition for writ of habeas corpus denied

S145817 **WILSON (KENNETH R.) ON
H.C.**
Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S146091 **ORTIZ (JOSE LUIS) ON H.C.**
Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S146106

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

THAMES (SEAN) ON H.C.**S146126**

Petition for writ of habeas corpus denied.

DIAZ (RANDOLPH M.) ON H.C.**S148424**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

GREENE (CEDRIC) ON H.C.**S148436**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734.)

CARTER (LESLIE E.) ON H.C.**S148534**

Petition for writ of habeas corpus denied.

**DICKERSON (DAVID
LORENZO) ON H.C.****S148682**

Petition for writ of habeas corpus denied.

JACKSON (FATEEM L.) ON H.C.**S148846**

Petition for writ of habeas corpus denied

RIVERA (ARMANDO) ON H.C.**S149589**

Petition for writ of habeas corpus denied.

RUBIO (TEODOCIO) ON H.C.**S149658**

Petition for writ of habeas corpus denied.

PATTERSON (JEFF) ON H.C.

S149711

Petition for writ of habeas corpus denied.

**CALVIN (JAMES CALVIN) ON
H.C.****S149719**Petition for writ of habeas corpus denied. See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**CLARK (JOHN PATRICK) ON
H.C.****S149823**Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**BAKER (EDDIE DAVID) ON H.C.****S149881**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**ROSENBALM (VINCENT) ON
H.C.****S149905**

Petition for writ of habeas corpus denied.

CANFIELD (JAMES C.) ON H.C.**S149914**

Petition for writ of habeas corpus denied.

WATTS (MANGO) ON H.C.**S149920**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)**ROSENBALM (VINCENT) ON
H.C.****S149935**

Petition for writ of habeas corpus denied.

**WOODFORK (JEFFREY
ANTHONY) ON H.C.**

S150093

Petition for writ of habeas corpus denied.

**HAMBY (DENEANE MARIE) ON
H.C.****S150220**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**PATTERSON (JEFFREY WADE
ON H.C.****S150277****H.C.**Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)**BROWN (TOMMY RAY) ON****S148481**

B186220 Second Appellate District, Div. 5

Publication request denied (case closed).
Corrigan, J., was recused and did not participate.**TIME WARNER CABLE, INC. v.
CITY OF TORRANCE****S149099**

D048222 Fourth Appellate District, Div. 1

Publication request denied (case closed).

R. (AUDREY), IN RE**S149261**

G036509 Fourth Appellate District, Div. 3

Depublication request denied (case closed).

**REISWIG (RONALD E.) v.
DEPARTMENT OF
CORPORATIONS****S149452**

B189857 Second Appellate District, Div. 4

Publication request denied (case closed).

**VAN BUSKIRK (MARK) v.
GREENLIGHT FINANCIAL
SERVICES****S149698**

B190172 Second Appellate District, Div. 1

Publication request denied (case closed).

**PEOPLE v. SENECA
INSURANCE COMPANY**

S019786**PEOPLE v. BOLIN (PAUL
CLARENCE)**

Motion for access to sealed record granted. The Attorney General's "Request to Use Records Sealed Under Penal Code Section 987.9, Subdivision (d), in Federal Court Proceedings," filed on August 8, 2006, is granted. The Attorney General is granted permission to use, in the pending federal court proceeding (U.S.D.C. Case No. 99-5279), the records to which he was granted access by order of this court on April 17, 2002. The Attorney General may use the records solely in the pending federal court proceeding, and the records shall remain under seal. (See Pen. Code, Section 987.9, subd. (d).)

S029588**PEOPLE v. RICHARDSON
(CHARLES KEITH)**

Motion denied.

Respondent's "Request for Sealed Records Pursuant to Penal Code Section 987.9, Subdivision (d)," filed on December 27, 2006, is denied because the record on appeal does not contain any such records.

S058489**PEOPLE v. CAREY (DEWAYNE
M.)**

Request for judicial notice denied

Defendant's request for judicial notice of reporter's transcripts of juror voir dire in *Gray v. Mississippi* (1987) 481 U.S. 648 and in *Adams v. Texas* (1980) 448 U.S. 38 is denied. Defendant's request for judicial notice of reporter's transcript excerpts from prosecutorial argument made at the penalty phase in 51 California death penalty cases is denied. Defendant's request for judicial notice of selected pages from the opening brief and the reporter's transcript in *People v. Dunkle*, S014200 [(2005) 36 Cal.4th 861] is denied.

S142892

D045438 Fourth Appellate District, Div. 1

**NORTH COAST WOMENS
CARE MEDICAL GROUP v. S.C.
(BENITEZ)**

Order filed.

The application of real party in interest for permission to file the reply brief on the merits containing 4,712 words that exceeds the 4200-word limit prescribed by California Rules of Court rule 8.520(c) by 512 words is hereby granted.

